UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

FRANCIS FOGARTY, JR.,

Plaintiff,

-against-

CITY OF TROY and City of Troy Police Officers KYLE JONES and ROBERT SMITH, both Individually and/or as agents, servants, and/or employees of the City of Troy,

Defendants.

NOTICE OF MOTION

Civil Case No.: 15-cv-01454 (GLS/DJS)

Motion by:	Defendant, Officer Robert Smith
Time, Date and Place of Hearing:	Thursday, April 6, 2017, 9:00 a.m. United States District Court Northern District of New York James T. Foley U.S. Courthouse 445 Broadway Albany, NY 12207
Supporting Papers:	Memorandum of Law, Attorney Declaration of Crystal R. Peck, Esq., and Affidavit of Officer Robert Smith
Nature of Action:	Civil Rights
Relief Demanded:	An Order pursuant to Rule 56(c) of the Federal Rules of Civil Procedure dismissing the Complaint along with such other and further relief as to the Court may seem just and proper.

Reply Papers: Pursuant to Local Rule 7, answering papers, if any, are required to be served upon the undersigned at least seventeen (17) days prior to the return date of this motion.

Dated: March 2, 2017.

Bailey, Johnson, DeLeonardis & Peck, P.C.

BY: ______s/______
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